

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF CONNECTICUT**

**IN RE:
NERI BROS. CONSTRUCTION CORP.**

Chapter 7

Debtor

Case No. 95-20169

**JOHN J. O'NEIL, TRUSTEE OF NERI
BROS. CONSTRUCTION CORP.,
DEBTOR**

Adversary Proceeding

No. 97-2012

Plaintiff

v.

**NEW ENGLAND ROAD, INC.,
ALAN NERI, SR., ALAN NERI, JR.,
JOHN NERI, AND HELEN NERI**

Defendants

APPEARANCES:

**Irve J. Goldman, Esq.
Pullman & Comley, LLC
850 Main Street, PO Box 7006, Bridgeport, CT 06601
Counsel for Plaintiff**

**Ira B. Charmoy, Esq.
The Law Offices of Ira B. Charmoy, LLC
P.O. Box 745, 1700 Post Road, Fairfield, CT 06430-0745
Counsel for Defendants**

RULING ON DEFENDANTS' MOTION TO DISMISS

COUNTS III, IV, V, VI AND VII OF SECOND AMENDED COMPLAINT

KRECHEVSKY, U.S.B.J.

I.

Neri Brothers, Inc. ("the debtor"), a closely-held family corporation, on January